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BEFORE THE ARIZONA CORPORATION COMMISSION

Arizona Corporation Commission

COMMISSIONERS

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GARY PIERCE – Chairman  
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MAY 9 2011

ARIZONA CORPORATION COMMISSION  
DOCKET CONTROL

DOCKETED BY

IN THE MATTER OF:

DOCKET NO. S-20768A-10-0463

JOSEPH MACK and HELEN MARIE MACK,  
husband and wife, dba SECURE RETIREMENT  
SOLUTIONS,

MACK FINANCIAL GROUP, LLC, an Arizona  
limited liability company, and

DARIN WHITTINGTON, CRD #2569037,  
and GINA WHITTINGTON, husband and wife,

Respondents.

**PROCEDURAL ORDER**  
**(Vacates Hearing)**

**BY THE COMMISSION:**

On November 15, 2010, the Securities Division (“Division”) of the Arizona Corporation Commission (“Commission”) filed a Notice of Opportunity for Hearing (“Notice”) against Joseph Mack and Helen Marie Mack, husband and wife; Joseph Mack dba Secure Retirement Solutions (“SRS”); Mack Financial Group, LLC (“MFG”); and Darin Whittington and Gina Whittington, husband and wife (collectively “Respondents”), in which the Division alleged multiple violations of the Arizona Securities Act (“Act”) in connection with the offer and sale of securities in the form of investment contracts.

The Respondents were duly served with a copy of the Notice.

On November 23, 2010, Respondents, Joseph and Helen Mack, MFG, and Darin and Gina Whittington filed requests for hearing in this matter.

On December 2, 2010, by Procedural Order, a pre-hearing conference was scheduled on January 6, 2011.

On January 6, 2011, at the pre-hearing conference the Division and Respondents appeared through counsel. The parties were discussing a possible settlement of the proceeding, but in the

1 interim the Division requested that a hearing be scheduled in May in the event the matter was not  
2 resolved.

3 On January 7, 2011, by Procedural Order, a hearing was scheduled on May 16, 2011, and the  
4 parties were ordered to exchange copies of their Witness Lists and Exhibits by April 5, 2011.

5 On April 6, 2011, the Division filed a request to delay the exchange of documentation until  
6 May 6, 2011, as the parties are in discussions to settle the proceeding. The Respondents agreed to  
7 this request.

8 On April 7, 2011, by Procedural Order, the Division's request was granted.

9 On May 4, 2011, the Division filed a Motion to Vacate Hearing which states that the  
10 Commission approved a Consent Order with respect to the Respondents at the Commission's May 4,  
11 2011, Open Meeting, and that issues have been resolved.

12 Accordingly, the hearing should be vacated.

13 IT IS THEREFORE ORDERED the **hearing** scheduled on **May 16, 2011, is hereby vacated.**

14 DATED this 9<sup>th</sup> day of May, 2011.

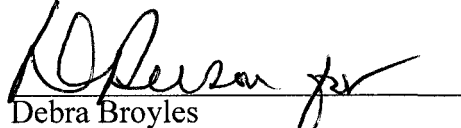
15  
16  
17   
18 MARC E. STERN  
ADMINISTRATIVE LAW JUDGE

19 Copies of the foregoing mailed/delivered  
20 this 9<sup>th</sup> day of May, 2011 to:

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Secretary to Marc E. Stern